IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE
WRIT PETITION NO.4467 of 2004

Office Note, Office Memoranda of Coram appearance, Corut's orders or directions and Registrar's Orders:	Court's or Judge's Orders

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Mr.Mohan Pungalia, for the Petitioner
Mr. N.V. Walawalkar, for Respondent No.1.
Mrs.S.S.Bhende,AGP for the Respondents 2 & 3.

CORAM: F.I. REBELLO & S.P.KUKDAY, JJ.
DATE : 29th April, 2005

P.C.

. It is the case of the petitioner that though there is land for rehabilitation as is now evidenced by the affidavit filed by Mohan Tukaram Yadav, Incharge Assistant Director of Town Planning, Sangli, in terms of para.2 their case is being rejected on extraneous considerations.

2. On behalf of the Corporation learned Counsel contends that there is criteria fixed for providing shelter to the houseless and dishoused. In the instant case the members represented by the petitioner were not satisfying the criteria and in these circumstances their application were rejected.

3. Learned Counsel for the petitioner then pointed out that in most cases applications have been rejected on the ground that the applicants were unable to produce

domicile certificates. It is pointed out that within a short time it is not possible for the applicants to secure domicile certificate. Considering that in our opinion ends of justice would be met if the petition is disposed of by issuing the following directions:-

(i) The members represented by the petitioner and whose applications were rejected if they are eligible are entitled to once again apply to the respondent No.1 within a period of six months from today with all the documents including domicile certificate. If such applications complete in all respects are filed, Respondent No.1 to consider the applications and dispose them of according to law, at any rate not later than six months from the date of the representation.

(ii). With the above observations, petition stands disposed of. No order as to costs.

(F.I. REBELLO, J.)

(S.P.KUKDAY, J).